STATUTORY INSTRUMENTS

2007 No. 2590

NATIONAL HEALTH SERVICE, ENGLAND

The National Health Service (Travel Expenses and Remission of Charges) (Amendment No.2) Regulations 2007

Made - - - -	*4th September 2007*
Laid before Parliament	*10th September 2007*
Coming into force - -	*1st October 2007*

The Secretary of State for Health makes the following Regulations in exercise of the powers conferred by sections 182, 183, 184 and 272(7) of the National Health Service Act 2006(**a**).

Citation, commencement, application and interpretation

1.—(1) These Regulations may be cited as the National Health Service (Travel Expenses and Remission of Charges) (Amendment No.2) Regulations 2007 and shall come into force on 1st October 2007.

(2) These Regulations apply in relation to England.

(3) In these Regulations—

(a) "the Income Support Regulations" means the Income Support (General) Regulations 1987**(b)**; and

(b) "the Travel Expenses and Remission of Charges Regulations" means the National Health Service (Travel Expenses and Remission of Charges) Regulations 2003(**c**).

Modifications of the Income Support Regulations in Schedule 1 to the Travel Expenses and Remission of Charges Regulations

2.—(1) Schedule 1 to the Travel Expenses and Remission of Charges Regulations (Modifications of the Income Support (General) Regulations 1987) is amended as follows.

(2) In Table A, in the modifications to Schedule 9 to the Income Support Regulations (sums to be disregarded in the calculation of income other than earnings) for the first entry substitute—

"In paragraph 15(1) for "sub-paragraph (3)" substitute "sub-paragraphs (1A), (1B) and (3)".

Insert after paragraph 15(1)—

"(1A) In respect of a voluntary payment made to a student, sub-paragraph (1) shall only apply to £20 of that payment.

(**a**) 2006 c.41. See section 275 for the definitions of "prescribed" and "regulations".
(**b**) S.I. 1987/1967; relevant amending instruments are S.I. 1990/547 and 2006/2378.
(**c**) S.I. 2003/2382, as amended by S.I. 2004/663, S.I. 2004/936, S.I. 2005/26, S.I. 2005/578, S.I. 2006/675, S.I. 2006/1065, S.I. 2006/2171, S.I. 2007/988 and S.I. 2007/1975.

(1B) The total amount disregarded in respect of voluntary payments to a student under sub-paragraph (1) shall not exceed £20 per week.

(1C) In sub-paragraphs (1A) and (1B) "student" has the meaning given in regulation 61(1).".".

Signed by authority of the Secretary of State for Health

Ben Bradshaw
Minister of State
Department of Health

4th September 2007

EXPLANATORY NOTE

(This note is not part of the Regulations)

These Regulations amend the National Health Service (Travel Expenses and Remission of Charges) Regulations 2003 (S.I. 2003/2382) ("the 2003 Regulations").

In calculating a person's resources and requirements under the 2003 Regulations in order to establish whether a person can claim entitlement to the remission of NHS charges and the payment of NHS travel expenses, a modified version of the Income Support (General) Regulations 1987 (S.I. 1987/1967) applies.

These Regulations modify Schedule 1 of the 2003 Regulations to provide that in respect of a voluntary payment made to a student only £20 of that payment is to be disregarded in calculating that student's income. The maximum amount of voluntary payments to a student that can be disregarded is £20 per week. The 2003 Regulations already modify the meaning of "voluntary payment" to exclude certain payments made to students (see the entry for regulation 65 in Table A in Schedule 1 to the 2003 Regulations).

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